
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 768 Session of
2015

INTRODUCED BY MASSER, GINGRICH AND MURT, MARCH 10, 2015

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MARCH 10, 2015

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in municipal authorities, further
3 providing for purposes and powers.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 5607(b)(2) introductory paragraph of
7 Title 53 of the Pennsylvania Consolidated Statutes is amended to
8 read:

9 § 5607. Purposes and powers.

10 * * *

11 (b) Limitations.--This section is subject to the following
12 limitations:

13 * * *

14 (2) The purpose and intent of this chapter being to
15 benefit the people of the Commonwealth by, among other
16 things, increasing their commerce, health, safety and
17 prosperity and not to unnecessarily burden or interfere with
18 existing business by the establishment of competitive
19 enterprises, none of the powers granted by this chapter shall

1 be exercised in the construction, financing, improvement,
2 maintenance, extension or operation of any project or
3 projects or providing financing for insurance reserves which
4 in whole or in part shall duplicate or compete with existing
5 enterprises serving substantially the same purposes. The
6 performance of testing procedures required by Federal or
7 State law shall be considered a competitive enterprise if the
8 procedures are performed by a water or sanitary sewer
9 authority on behalf of another water or sanitary sewer
10 authority; and an existing private business charging
11 competitive rates is qualified to perform the testing
12 procedures and if it is located within the service area of
13 either authority. This limitation shall not apply to the
14 exercise of the powers granted under this section:

15 * * *

16 Section 2. This act shall take effect in 90 days.